



Law

130PATENT
Attorney Docket No.: 053785-5181

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Hoon KANG, et al.)	Confirmation No.: 7576
)	
Application No.: 10/809,394)	Group Art Unit: 2871
)	
Filed: March 26, 2004)	Examiner: V. Phu
)	
For: DUAL DISPLAY MODE LIQUID)	
CRYSTAL DISPLAY DEVICE,)	
COMMUNICATION DEVICE USING)	
THE SAME, AND METHOD OF)	
FABRICATING THE SAME)	

RESPONSE TO SPECIES ELECTION REQUIREMENT

Commissioner for Patents
Washington, DC 20231

Sir:

In a Species Election Requirement dated December 15, 2005, the Examiner required election under 35 U.S.C. § 121 among (I) Dual sided display with TFT between the first substrate and first transparent electrode and color filter element between the second substrate and the second transparent electrode (claims 9-11, 35-37 and 41), and (II) Dual sided display with color filter element between the first substrate and first transparent electrode and an array element including a TFT between the second substrate and the second transparent electrode (claims 12-14, 38-40 and 42). Applicants hereby provisionally elect, with traverse, to prosecute claims 9-11, 35-37 and 41-42, corresponding to Species I. Applicants respectfully submit that the Examiner's decision is improper at least because claim 42 is dependent upon claim 41, but

the Examiner indicates that claim 42 corresponds to Species II. Moreover, the examples that array element and color filter element are formed on upper and lower substrates or lower and upper substrates, respectively, have been already known and it is allowable which ever substrate these are formed on.

If there are any other fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-0310. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such extension is requested and the fee should also be charged to our Deposit Account.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: _____

Xiaobin You

Reg. No. L0112

Dated: January 17, 2006

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